

*Proclamation 2017*

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*Welcome! Thank  
you for being here!*

# *Proclamation 2017*

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**State Statutes**

**Administrative Rules**

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# Agenda

8:00 Welcome/Laws and Rules—Kelly

8:15 State Adoption Process—Amie

8:45 Travel Reimbursement—Cassie

9:00 *Break*

9:15 Curriculum and Evaluation—Shelly

9:45 Evaluation Instrument—Cassie

10:15 Begin Review of Instructional Materials

12:00 *Lunch*

1:00 Review Materials

3:15 *Break*

3:30–5:00 Review Materials

# State Statutes and Administrative Rules

## Texas Education Code (TEC)

The TEC includes all laws related to public education passed by the state legislature.

### Chapter 31 of the TEC

- requires instructional materials be provided for free;
- establishes the Instructional Materials Allotment (IMA);
- grants the State Board of Education (SBOE) authority to adopt instructional materials;
- establishes the condition that materials that cover at least 50 percent of the required Texas Essential Knowledge and Skills (TEKS) are eligible for adoption;
- outlines requirements for special instructional materials; and
- establishes requirements for school districts and charter schools related to the selection, purchase, and distribution of instructional materials.

# State Statutes and Administrative Rules

## Texas Administrative Code (TAC)

The TAC contains all administrative rules adopted by state agencies and boards.

Title 19, Chapter 66, of the TAC

- includes SBOE and commissioner's rules related to the state adoption and distribution of instructional materials,
- outlines condition under which the SBOE may assess penalties,
- defines the review and adoption process,
- establishes local requirements, and
- outlines rules related to the IMA.

# State Statutes and Administrative Rules

## Rules Specific to SRPs

### 19 TAC §66.30. State Review Panels: Eligibility and Appointment

- Includes SRP eligibility requirements
- Grants the commissioner authority to appoint review panel members
- Requires diversity on SRPs to the extent possible

# State Statutes and Administrative Rules

## Rules Specific to SRPs (continued)

### 19 TAC §66.36. State Review Panels: Training, Duties, and Conduct

- Outlines SRP training requirements
- Establishes the duties of a SRP:
  - Determine if TEKS are covered in the instructional materials
  - Report all factual errors discovered during the review
- Requires each submission to be reviewed by at least two SRP members
- Requires decisions to be made through consensus or by a simple majority vote



# State Statutes and Administrative Rules

## Rules Specific to SRPs (continued)

### 19 TAC §66.36. State Review Panels: Training, Duties, and Conduct

A citation may only be accepted if it provides one of the following:

- An opportunity for the teacher to teach the knowledge or skill
- An opportunity for the student to learn the knowledge or skill
- An opportunity for the student to demonstrate the knowledge or practice the skill

# State Statutes and Administrative Rules

## Rules Specific to SRPs (continued)

### 19 TAC §66.36. State Review Panels: Training, Duties, and Conduct

- SRP members may not accept meals, entertainment, gifts, or gratuities from SBOE members, publishers, depositories, or any person who holds an official position with any of these entities.
- SRP members must observe a no-contact period that begins with the initial communication regarding the appointment and ends when the *List of Instructional Materials Recommended for Adoption Under Proclamation 2017* is posted to the TEA website.

# State Statutes and Administrative Rules

## Rules Specific to SRPs (continued)

19 TAC §66.36. State Review Panels: Training, Duties, and Conduct (continued)

The no-contact rules prohibit SRP members from communicating directly or indirectly with any person having an interest in the adoption process.

The no-contact rules do not prohibit SRP members from any of the following:

- Seeking advice from educators, experts, or parents regarding the meaning or intent of the student expectations
- Providing public testimony to the SBOE
- Attending conferences\*

\*Be careful not to communicate with a publisher.

# State Statutes and Administrative Rules

## New Content

19 TAC, §66.41

A publisher may add or edit content to instructional materials during the review and adoption process only to allow the materials to

- meet the TEKS coverage percentage specified on the evaluation instrument;
- meet 100% of the ELPS, if applicable; and
- address any factual errors.

# State Statutes and Administrative Rules

## Additional Laws

Texas Government Code, §572.051 Standards of Conduct; State and Agency Ethics Policy

A state officer or employee shall not

- accept or solicit any gift, favor, or service;
- accept employment or compensation;
- make personal investments; or
- intentionally solicit or accept any benefit.

# State Statutes and Administrative Rules

## Additional Laws

### Texas Penal Code, §36.02 Bribery

A person commits an offense if he or she intentionally or knowingly

- offers, confers, or agrees to confer on another,
- solicits, accepts, or agrees to accept any benefit

as consideration for the recipient's decision, opinion, recommendation, or vote.



Prime Directive

# Your Mission

*To recommend for adoption  
as many products as you  
can while remaining  
committed to the integrity  
of the TEKS*



# Your Mission

*Why as many as you can with integrity?*

So that districts will have a greater variety of state-adopted materials to choose from

*How is that beneficial to districts?*

Choosing state-adopted materials gives districts confidence in the following:

- The extent to which they provide instruction in the required TEKS
- Their availability in accessible formats (without cost to districts) for students with print disabilities
- Their availability at an established cost for at least eight years
- That they can be easily and conveniently ordered through the state's online instructional materials ordering system

# Questions

